

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

KEVIN RIZZI,
Plaintiff(s),

v.

CHRISTOPHER PALMS, LLC,
Defendant(s).

Case No. 2:23-cv-01858-RFB-NJK

ORDER

[Docket No. 1]

Pending before the Court is Plaintiff's application to proceed *in forma pauperis*, filed on November 8, 2023. Docket No. 1. The application is largely blank. Instead, Plaintiff indicates that a similar application was approved in another case, and he attests that he will soon be homeless. *Id.* at 5. In the other case, however, Plaintiff paid the filing fee shortly before filing this case. *See Rizzi v. Keller Williams*, No. 2:23-cv-01721-GMN-DJA, Docket No. 8 (D. Nev. Oct. 20, 2023). Moreover, the judges in the other case have not found that Plaintiff qualifies to proceed *in forma pauperis*. *See id.*, Docket No. 16 (D. Nev. Dec. 11, 2023) (denying application to proceed *in forma pauperis* as moot given payment of filing fee).¹ Accordingly, Plaintiff's application is **DENIED** without prejudice as incomplete.

IT IS FURTHER ORDERED THAT:

1. Plaintiff shall either make the necessary arrangements to pay the filing fee, accompanied by a copy of this order, or file an amended application to proceed *in forma pauperis* that is completed in full.
2. The Clerk shall send Plaintiff a blank application form for non-inmates.

¹ Even if Plaintiff had been found to qualify to proceed *in forma pauperis* in another case, such a circumstance would not exempt him from showing that he qualifies in this case.

1 3. Plaintiff must comply with this order no later than January 5, 2024. **Failure to**
2 **comply will result in this case being dismissed.**

3 IT IS SO ORDERED.

4 Dated: December 12, 2023

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8 Nancy J. Koppe
9 United States Magistrate Judge
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